

**THURSDAY, MARCH 11, 2004**

**SIXTY-NINTH LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 9:00 a.m., and was called to order by Mr. Speaker Wilder.

**PRAYER**

The proceedings were opened with prayer by Reverend Joseph W. Pinner of St. Andrews Episcopal Church in Harriman, Tennessee, a guest of Senator Kilby.

**PLEDGE OF ALLEGIANCE**

Senator Kilby led the Senate in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 33

Senators present were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--33.

**STANDING COMMITTEE REPORTS**

**FINANCE, WAYS AND MEANS**

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 127 with amendment and 2407.

HENRY, Chairperson  
March 9, 2004

The Speaker announced that he had referred Senate Bills Nos. 127 with amendment and 2407 to Committee on Calendar.

**STATE AND LOCAL GOVERNMENT**

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 1671 with amendment, 2220 with amendment, 2455 with amendment, 2748 with amendment, 2806, 2869 with amendment, 2890, 2969, 2981, 3139 with amendment, 3219 with amendment, 3233, 3256 with amendment,

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3257, 3361 and 3384; Senate Joint Resolution No. 718; and House Joint Resolutions Nos. 105 with amendment and 902; also, recommend that Senate Bill No. 3137 be referred to Committee on Finance, Ways and Means.

COHEN, Chairperson  
March 9, 2004

The Speaker announced that he had referred Senate Bills Nos. 1671 with amendment, 2220 with amendment, 2455 with amendment, 2748 with amendment, 2806, 2869 with amendment, 2890, 2969, 2981, 3139 with amendment, 3219 with amendment, 3233, 3256 with amendment, 3257, 3361 and 3384; Senate Joint Resolution No. 718; and House Joint Resolutions Nos. 105 with amendment and 902 to Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 3137 to Committee on Finance, Ways and Means.

**COMMERCE, LABOR AND AGRICULTURE**

MR. SPEAKER: Your Committee on Commerce, Labor and Agriculture begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 3029, 3391, 3420, 3432 and 3447; also, recommend that Senate Bill No. 2885 with amendment be referred to Committee on Finance, Ways and Means.

COOPER, Chairperson  
March 9, 2004

The Speaker announced that he had referred Senate Bills Nos. 3029, 3391, 3420, 3432 and 3447 to Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 2885 with amendment to Committee on Finance, Ways and Means.

**JUDICIARY**

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 2512 with amendment and 3133 with amendment; also, recommend that Senate Joint Resolutions Nos. 770 and 771 be referred to Committee on State and Local Government.

PERSON, Chairperson  
March 9, 2004

The Speaker announced that he had referred Senate Bills Nos. 2512 with amendment and 3133 with amendment to Committee on Calendar.

The Speaker announced that he had referred Senate Joint Resolutions Nos. 770 and 771 to Committee on State and Local Government.

**ENVIRONMENT, CONSERVATION AND TOURISM**

MR. SPEAKER: Your Committee on Environment, Conservation and Tourism begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 2228 with amendment, 3218 and 3414.

MILLER, Chairperson  
March 10, 2004

The Speaker announced that he had referred Senate Bills Nos. 2228 with amendment, 3218 and 3414 to Committee on Calendar.

**TRANSPORTATION**

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 2321, 3398, 3403 and 3458; also, recommend that Senate Bills Nos. 1871, 2065 and 2293 be referred to Committee on Finance, Ways and Means.

WILLIAMS, Chairperson  
March 10, 2004

The Speaker announced that he had referred Senate Bills Nos. 2321, 3398, 3403 and 3458 to Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 1871, 2065 and 2293 to Committee on Finance, Ways and Means.

**GOVERNMENT OPERATIONS**

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 2406.

HARPER, Chairperson  
March 10, 2004

The Speaker announced that he had referred Senate Bill No. 2406 to Committee on Calendar.

**REPORT OF COMMITTEE ON DELAYED BILLS**

Pursuant to Rule 27, the following bill and resolution were reported out of Committee on Delayed Bills: Senate Bill No. 3478 and Senate Joint Resolution No. 747.

WILDER, Chairperson  
March 11, 2004

The Speaker announced that he had referred Senate Bill No. 3478 to the Clerk's desk.

The Speaker announced that he had referred Senate Joint Resolution No. 747 to Committee on Commerce, Labor and Agriculture.

**PRESENTATION**

Senator Haynes introduced and commended Adjunct General Gus Hargett and members of the Tennessee National Guard.

**MOTION**

Senator Cooper moved that the rules be suspended for the immediate consideration of **Senate Bill No. 127**, out of order, which motion prevailed.

**CALENDAR**

**Senate Bill No. 127** -- Scholarships and Financial Aid -- Enacts "Tennessee National Guard Tuition Assistance Act". Amends TCA Title 49, Chapter 4 and Title 58, Chapter 1.

On motion of Senator Cooper, the rules were suspended for the immediate consideration of the bill.

Senator Henry moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting the effective date section and by substituting instead the following:

SECTION \_\_\_\_\_. This act shall take effect July 1, 2004, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 127**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 33  
Noes . . . . . 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--33.

A motion to reconsider was tabled.

**MR. SPEAKER WILDER RELINQUISHES CHAIR**

Mr. Speaker Wilder relinquished the Chair to Senator Haynes as Speaker pro tempore.

**INTRODUCTION OF BILLS**

The Speaker announced that the following bills were filed for introduction and passed first consideration:

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### **Senate Bill No. 3477** by Mr. Speaker Wilder.

Toone -- Subject to local approval, changes the election date for mayor and aldermen from the first Thursday in June 2004 to the regular November election in 2004, and every fourth year thereafter. Amends Chapter 414 of the Acts of 1903; as amended.

### **Senate Bill No. 3478** by Senator Ford.

Health Care -- Extends provisions of Obesity Study and Prevention Act of 2002 from 2004 to 2008. Amends TCA Title 7; Title 9; Title 48; Title 49; Title 56; Title 68; Title 71 and Chapter 658 of the Public Acts of 2002.

## **HOUSE BILLS ON FIRST CONSIDERATION**

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

**House Bill No. 2159** -- Highway Signs -- "Lofton Eugene Gateley Memorial Highway", I-40 from mile marker 111 to 114 in Henderson County.

**House Bill No. 2161** -- Education -- Provides for LEAs to include contact information on child advocacy groups and the Department of Education in student handbooks or other information disseminated to parents. Amends TCA Section 49-2-203.

**House Bill No. 2162** -- Fair Trade Laws -- Deletes unfair sales and trade practice requirements concerning frozen desserts. Amends TCA Title 53, Chapter 3.

**House Bill No. 2256** -- Highway Signs -- "Veterans Memorial Highway", U.S. Highway 70 in White County, excluding City of Sparta.

**House Bill No. 2275** -- Private Protective Services -- Permits state or local correctional officer who has completed basic correctional training program and who is current on annual refresher courses to be issued "unarmed security guard/officer" registration card without completion of the required training for such card. Amends TCA Title 62, Chapter 35, Part 1.

**House Bill No. 2417** -- State Government -- Deletes references to commission on responsible fatherhood and public safety committee which were terminated pursuant to governmental entity review law. Amends TCA Title 4, Chapter 29.

**House Bill No. 2451** -- Sunset Laws -- Victims council, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 40, Chapter 38.

**House Bill No. 2475** -- Sunset Laws -- Goodwyn institute commission, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 50.

**House Bill No. 2720** -- Tennessee Emergency Management Agency (TEMA) -- Authorizes the director of TEMA and chief local elected officials to declare a state of emergency for the purpose of triggering the emergency relief effort portion of the hours-of-service regulations promulgated by the federal motor carrier safety administration. Amends TCA Title 58, Chapter 2, Part 1.

**House Bill No. 2846** -- Traffic Safety -- Clarifies that provision requiring rear light to illuminate license plate on every motor vehicle or trailer drawn at end of train of vehicles does not

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apply to a single vehicle but only the last vehicle in a train of vehicles. Amends TCA Title 55, Chapter 9, Part 4.

**House Bill No. 2900** -- Tobacco Master Settlement Agreement -- Revises method for tobacco manufacturer not participating in master settlement agreement to use in establishing overpayment of funds into escrow account and thus have such excess funds released from escrow and revert back to such manufacturer. Amends TCA Title 47, Chapter 31, Part 1.

**House Bill No. 2906** -- Juries and Jurors -- Requires that statement showing juror compensation also show the number of hours each day that the juror served and that the statement be available to the employer. Amends TCA Title 22, Chapter 4.

**House Bill No. 2999** -- Liens -- Reduces the time period that a garage keeper or towing firm must wait before enforcing a lien on a vehicle in its possession from 60 days to 30 days. Amends TCA Section 66-19-103.

**House Bill No. 3130** -- Clerks, Court -- Allows county clerk of Blount County to continue to serve as clerk of the court with probate jurisdiction. Amends TCA Title 18, Chapter 6, Part 1.

**House Bill No. 3562** -- Erin -- Subject to local approval, rewrites charter. Amends Chapter 403 of the Private Acts of 1951; as amended.

### **SENATE BILLS ON SECOND CONSIDERATION**

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committee:

**Senate Bill No. 3473** held on desk.

**Senate Bill No. 3474** held on desk.

**Senate Bill No. 3475** held on desk.

**Senate Bill No. 3476** held on desk.

### **INTRODUCTION OF RESOLUTIONS**

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 806** by Senator Beavers.  
Memorials, Academic Achievement -- Tara Tolbert, Valedictorian, DeKalb County High School.

**Senate Joint Resolution No. 807** by Senator Beavers.  
Memorials, Academic Achievement -- Brittany Willoughby, Salutatorian, DeKalb County High School.

**Senate Joint Resolution No. 808** by Senator Southerland.  
Memorials, Professional Achievement -- Sue Lee, Teacher of the Year, West Elementary School.

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### **Senate Joint Resolution No. 809** by Senator Southerland.

Memorials, Professional Achievement -- Suzanne Poole, Teacher of the Year, Miller Boyd Alternative School.

### **Senate Joint Resolution No. 810** by Senator Southerland.

Memorials, Professional Achievement -- Rebecca Reel, Teacher of the Year, Russellville Elementary School.

### **Senate Joint Resolution No. 811** by Senator Southerland.

Memorials, Professional Achievement -- Donna Meade, Teacher of the Year, Whitesburg Elementary School.

### **Senate Joint Resolution No. 812** by Senator Southerland.

Memorials, Professional Achievement -- Vicki Brady, Teacher of the Year, East Ridge Middle School.

### **Senate Joint Resolution No. 813** by Senator Southerland.

Memorials, Professional Achievement -- Jackie Sisson, Teacher of the Year, Manley Primary School and Manley Intermediate School.

### **Senate Joint Resolution No. 814** by Senator Southerland.

Memorials, Professional Achievement -- Sandra Altizer, Teacher of the Year, Meadowview Middle School.

### **Senate Joint Resolution No. 815** by Senator Bryson.

Memorials, Congratulations -- Taylor Marie Ware, National Yahoo! Yodel Challenge.

### **Senate Resolution No. 135** by Senator Cohen.

Memorials, Death -- Frank "Billy" Hicks, Jr.

### **Senate Resolution No. 136** by Senator Cohen.

Memorials, Public Service -- Adam Hanover.

### **Senate Resolution No. 137** by Senator Cohen.

Memorials, Public Service -- Beaux Carriere.

## **RESOLUTIONS LYING OVER**

**House Joint Resolution No. 871** -- Naming and Designating -- "National Teacher Day", May 4, 2004.

The Speaker announced that he had referred House Joint Resolution No. 871 to Committee on Education.

**House Joint Resolution No. 872** -- General Assembly, Statement of Intent or Position -- Endorses "Read Across America" program, March 2, 2004.

The Speaker announced that he had referred House Joint Resolution No. 872 to Committee on Calendar.

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**House Joint Resolution No. 906** -- Memorials, Public Service -- Dr. Joseph E. Johnson, President of the University of Tennessee.

The Speaker announced that he had referred House Joint Resolution No. 906 to Committee on Calendar.

**House Joint Resolution No. 948** -- Memorials, Congratulations -- Hendersonville High School Women's Soccer Team.

The Speaker announced that he had referred House Joint Resolution No. 948 to Committee on Calendar.

**House Joint Resolution No. 949** -- Memorials, Sports -- Nic Bundy.

The Speaker announced that he had referred House Joint Resolution No. 949 to Committee on Calendar.

**House Joint Resolution No. 950** -- Memorials, Recognition -- Alcoa, Incorporated.

The Speaker announced that he had referred House Joint Resolution No. 950 to Committee on Calendar.

**House Joint Resolution No. 951** -- Memorials, Sports -- Joe Halfacre, TSSAA Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 951 to Committee on Calendar.

**House Joint Resolution No. 952** -- Memorials, Recognition -- George Martin Armstrong, Maury Alliance Century Farm of the Year.

The Speaker announced that he had referred House Joint Resolution No. 952 to Committee on Calendar.

**House Joint Resolution No. 959** -- Memorials, Congratulations -- Odell Binkley, Jr., Donelson Station Senior Award.

The Speaker announced that he had referred House Joint Resolution No. 959 to Committee on Calendar.

**House Joint Resolution No. 960** -- Memorials, Congratulations -- John and Carol Barker, Senior Spirit Award.

The Speaker announced that he had referred House Joint Resolution No. 960 to Committee on Calendar.

**Senate Joint Resolution No. 798** -- Highway Signs -- Designates State Route 30 in Warren County the "Veterans Memorial Highway".

The Speaker announced that he had referred Senate Joint Resolution No. 798 to Committee on Transportation.



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**Senate Joint Resolution No. 799** -- Memorials, Academic Achievement -- Dustin Dowell, Co-Valedictorian, Warren County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 799 to Committee on Calendar.

**Senate Joint Resolution No. 800** -- Constitutional Amendments -- Proposes an amendment to Article VI, Section 14, of the Constitution of the State of Tennessee, to raise the amount of the maximum fine that may be assessed without a jury.

The Speaker announced that he had referred Senate Joint Resolution No. 800 to Committee on Judiciary.

**Senate Joint Resolution No. 802** -- Highway Signs -- Names US 322 within Sweetwater city limits the "Billy R. Ridenour Highway".

The Speaker announced that he had referred Senate Joint Resolution No. 802 to Committee on Transportation.

**Senate Joint Resolution No. 803** -- Memorials, Academic Achievement -- Warren Hays Pate, Salutatorian, Gallatin High School.

The Speaker announced that he had referred Senate Joint Resolution No. 803 to Committee on Calendar.

**Senate Joint Resolution No. 804** -- Memorials, Academic Achievement -- Jonathan Lee Trevor, Salutatorian, Beech High School.

The Speaker announced that he had referred Senate Joint Resolution No. 804 to Committee on Calendar.

**Senate Joint Resolution No. 805** -- Memorials, Academic Achievement -- Matthew David Andrews, Valedictorian, Beech High School.

The Speaker announced that he had referred Senate Joint Resolution No. 805 to Committee on Calendar.

### MOTION

Senator Cooper moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 3421** on the calendar for the Committee on Commerce, Labor and Agriculture for Tuesday, March 16, which motion prevailed.

### MR. SPEAKER WILDER RESUMES CHAIR

Mr. Speaker Wilder resumed the Chair.

### CONSENT CALENDAR NO. 1

**House Joint Resolution No. 906** -- Memorials, Public Service -- Dr. Joseph E. Johnson, President of the University of Tennessee.

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**House Joint Resolution No. 924** -- Memorials, Death -- Brenda Elaine Darden-Keesee.

**House Joint Resolution No. 925** -- Memorials, Academic Achievement -- Andy Murray, Phi Theta Kappa All-Tennessee Academic Team.

**House Joint Resolution No. 927** -- Memorials, Recognition -- Reverend Elizabeth Toles.

**House Joint Resolution No. 928** -- Memorials, Recognition -- The Hermitage, 200th anniversary.

**House Joint Resolution No. 929** -- Memorials, Personal Occasion -- Mr. and Mrs. Michael A. Greene, wedding.

**House Joint Resolution No. 931** -- Memorials, Public Service -- Pleasant View Volunteer Fire Department.

**House Joint Resolution No. 932** -- Memorials, Public Service -- Ashland City Fire Department.

**House Joint Resolution No. 933** -- Memorials, Professional Achievement -- Stanley Dunbar, Executive Committee, National Food Processors Association.

**House Joint Resolution No. 934** -- Memorials, Professional Achievement -- Ruth Ellis, Johnson City/Jonesborough/Washington County Chamber of Commerce Hall of Fame.

**House Joint Resolution No. 935** -- Memorials, Public Service -- Alfred Wheelock.

**House Joint Resolution No. 936** -- Memorials, Sports -- Hendersonville High School Golden Girls, National Championship.

**House Joint Resolution No. 937** -- Memorials, Congratulations -- Patricia Bolton.

**House Joint Resolution No. 938** -- Memorials, Death -- Vernon M. "Pete" Rader.

**House Joint Resolution No. 942** -- Memorials, Congratulations -- WKBL-AM in Tipton County, 50th anniversary.

**House Joint Resolution No. 943** -- Memorials, Congratulations -- Lawrence "The Man" Hall of WKBL-AM in Tipton County.

**House Joint Resolution No. 945** -- Memorials, Professional Achievement -- John W. Greeter.

**House Joint Resolution No. 946** -- Memorials, Death -- Judge John K. Byers.

**House Joint Resolution No. 947** -- Memorials, Public Service -- Jim Nichols.

**House Joint Resolution No. 948** -- Memorials, Congratulations -- Hendersonville High School Women's Soccer Team.

**House Joint Resolution No. 949** -- Memorials, Sports -- Nic Bundy.

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**House Joint Resolution No. 950** -- Memorials, Recognition -- Alcoa, Incorporated.

**House Joint Resolution No. 951** -- Memorials, Sports -- Joe Halfacre, TSSAA Hall of Fame.

**House Joint Resolution No. 952** -- Memorials, Recognition -- George Martin Armstrong, Maury Alliance Century Farm of the Year.

**House Joint Resolution No. 959** -- Memorials, Congratulations -- Odell Binkley, Jr., Donelson Station Senior Award.

**House Joint Resolution No. 960** -- Memorials, Congratulations -- John and Carol Barker, Senior Spirit Award.

**Senate Joint Resolution No. 782** -- Memorials, Public Service -- James A. "Buddy" Conner.

**Senate Joint Resolution No. 783** -- Memorials, Academic Achievement -- Rebecca Leigh Newhouse, Salutatorian, Hendersonville High School.

**Senate Joint Resolution No. 784** -- Memorials, Academic Achievement -- Sarah Brandt, Valedictorian, Hendersonville High School.

**Senate Joint Resolution No. 785** -- Memorials, Academic Achievement -- Adam Porter, Valedictorian, Portland High School.

**Senate Joint Resolution No. 786** -- Memorials, Academic Achievement -- Hannah Caroline Smith, Valedictorian, Portland High School.

**Senate Joint Resolution No. 787** -- Memorials, Academic Achievement -- Sally Pirtle, Valedictorian, Portland High School.

**Senate Joint Resolution No. 788** -- Memorials, Academic Achievement -- Gerri Elliott, Salutatorian, Portland High School.

**Senate Joint Resolution No. 789** -- Memorials, Academic Achievement -- Catie Stroud, Valedictorian, Portland High School.

**Senate Joint Resolution No. 790** -- Memorials, Academic Achievement -- Joshua Smart, Salutatorian, Portland High School.

**Senate Joint Resolution No. 791** -- Memorials, Academic Achievement -- Emily Skelly, Salutatorian, Portland High School.

**Senate Joint Resolution No. 792** -- Memorials, Congratulations -- Vanderbilt Children's Hospital.

**Senate Joint Resolution No. 794** -- Memorials, Sports -- Dan W. Crowe, TSSAA Hall of Fame.

**Senate Joint Resolution No. 795** -- Memorials, Recognition -- Brian E. Moody.

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**Senate Joint Resolution No. 796** -- Memorials, Recognition -- Mountain States Health Alliance, Tennessee Center for Performance Excellence Quality Achievement Award.

**Senate Joint Resolution No. 799** -- Memorials, Academic Achievement -- Dustin Dowell, Co-Valedictorian, Warren County High School.

**Senate Joint Resolution No. 803** -- Memorials, Academic Achievement -- Warren Hays Pate, Salutatorian, Gallatin High School.

**Senate Joint Resolution No. 804** -- Memorials, Academic Achievement -- Jonathan Lee Trevor, Salutatorian, Beech High School.

**Senate Joint Resolution No. 805** -- Memorials, Academic Achievement -- Matthew David Andrews, Valedictorian, Beech High School.

Senator Crowe moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes . . . . . 32  
Noes . . . . . 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

**CONSENT CALENDAR NO. 2**

**Senate Bill No. 2469** -- Sunset Laws -- Human rights commission, June 30, 2007. Amends TCA Title 4, Chapter 21 and Title 4, Chapter 29.

**Senate Bill No. 2550** -- Sunset Laws -- Advisory council for the education of students with disabilities, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 10.

On motion, Senate Bill No. 2550 was made to conform with **House Bill No. 2470**.

On motion, House Bill No. 2470, on same subject, was substituted for Senate Bill No. 2550.

**Senate Bill No. 2845** -- Loan Companies and Short Term Lenders -- Requires pawnbrokers accepting pawned items to obtain a more specific description of the pledged goods than is currently required by mandating the brand, model and serial numbers, size, color, precious metal type, gemstone description, and detailed description of firearms be gathered. Amends TCA Section 45-6-209.

**Senate Bill No. 2986** -- Victims' Rights -- Deletes code sections relative to Tennessee victims coalition which completed sunset wind down on June 30, 2003, and transfers duties relative to providing brochures under the victims bill of rights to victims of crime state coordinating council. Amends TCA Title 4, Chapter 41 and Title 40, Chapter 38.

**Senate Bill No. 3152** -- Education, Higher -- Provides that child who is receiving a tuition discount based on a parent being a teacher shall continue to be eligible to receive the discount if the child's parent dies while the child is receiving the discount. Amends TCA Section 49-7-119.

**Senate Bill No. 3185** -- State Government -- Deletes references to commission on responsible fatherhood and public safety committee which were terminated pursuant to governmental entity review law. Amends TCA Title 4, Chapter 29.

On motion, Senate Bill No. 3185 was made to conform with **House Bill No. 2417**.

On motion, House Bill No. 2417, on same subject, was substituted for Senate Bill No. 3185.

**Senate Bill No. 3378** -- Labor and Workforce Development, Dept. of -- Permits TOSHA to investigate alleged discrimination against local government employees and take appropriate enforcement action against local government for such discriminatory practices.

**Senate Bill No. 3389** -- Unemployment Compensation -- Redefines "agricultural labor" for purposes of unemployment compensation to clarify it means a farm operated for profit if such service is not in the course of the employer's trade or business or is not domestic service in a private home of the employer. Amends TCA Section 50-7-207(f)(1)(E).

Senator Crowe moved that all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	32
Noes . . . . .	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

**LOCAL BILL**  
**CONSENT CALENDAR**

**Senate Bill No. 2881** -- Paris -- Subject to local approval, raises tax rate for Paris Special School District by 23 cents to offset loss of TVA revenue sharing funds. Amends Chapter 87 of the Private Acts of 1965; as amended.

On motion, Senate Bill No. 2881 was made to conform with **House Bill No. 2868**.

On motion, House Bill No. 2868, on same subject, was substituted for Senate Bill No. 2881.

**Senate Bill No. 3463** -- Maury County -- Subject to local approval, enacts the "2004 Human Resources Law".

On motion, Senate Bill No. 3463 was made to conform with **House Bill No. 3556**.

On motion, House Bill No. 3556, on same subject, was substituted for Senate Bill No. 3463.

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**Senate Bill No. 3464** -- Pulaski -- Subject to local approval, amends the residency requirement for the members of the police department of the City of Pulaski. Amends Chapter 711 of the Private Acts of 1949.

On motion, Senate Bill No. 3464 was made to conform with **House Bill No. 3554**.

On motion, House Bill No. 3554, on same subject, was substituted for Senate Bill No. 3464.

**Senate Bill No. 3467** -- Athens -- Subject to local approval, changes charter of City of Athens. Amends Chapter 455 of the Private Acts of 1953.

On motion, Senate Bill No. 3467 was made to conform with **House Bill No. 3558**.

On motion, House Bill No. 3558, on same subject, was substituted for Senate Bill No. 3467.

**Senate Bill No. 3469** -- Marshall County -- Subject to local approval, revises wheel tax. Amends Chapter 73 of the Private Acts of 1979.

On motion, Senate Bill No. 3469 was made to conform with **House Bill No. 3560**.

On motion, House Bill No. 3560, on same subject, was substituted for Senate Bill No. 3469.

Senator Crowe moved that all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

**CALENDAR**

Senator Fowler moved that **Senate Joint Resolution No. 127**, as amended, be moved one place down on the calendar for today, which motion prevailed.

**Senate Bill No. 3212** -- Lottery, Charitable -- Enacts the "Tennessee Charitable Gaming Implementation Law".

On motion of Senator McNally, Amendments Nos. 9, 10, 11, 12 and 27 were withdrawn.

Senator Kyle moved that **Senate Bill No. 3212** be placed on the calendar for Monday, March 15, 2004, which motion prevailed.

**Senate Joint Resolution No. 127** -- Constitutional Amendments -- Adds new provision to Article I to provide that nothing in Constitution of Tennessee secures or protects right to abortion or funding thereof, as amended.

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Senator Fowler moved that the Clerk read the resolution, as amended, which motion prevailed.

The Clerk read the resolution, as amended.

Thereupon, Mr. Speaker Wilder declared pursuant to Article XI, Section 3 **Senate Joint Resolution No. 127**, as amended, had been read.

Senator Fowler moved to amend as follows:

**AMENDMENT NO. 5**

AMEND by deleting the words "except the legislature" from the first resolving clause, as amended, and by substituting instead the language "however the legislature".

AND FURTHER AMEND by deleting the words "make such exceptions as the legislature deems reasonably necessary" and by substituting instead the language "make such provisions for abortions as the legislature deems reasonably necessary".

On motion, Amendment No. 5 was adopted by the following vote:

Ayes . . . . . 22  
Noes . . . . . 11

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Fowler, Henry, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Williams and Mr. Speaker Wilder--22.

Senators voting no were: Cohen, Crutchfield, Dixon, Ford, Graves, Harper, Haynes, Herron, Jackson, Kurita and Trail--11.

Senator Haynes moved to amend as follows:

**AMENDMENT NO. 6**

AMEND by adding the following resolving clause immediately preceding the final resolving clause:

BE IT FURTHER RESOLVED, that the provisions of this resolution shall have no effect if funds are not specifically appropriated in the annual appropriations act for its implementation.

Senator Fowler moved that Amendment No. 6 to **Senate Joint Resolution No. 127** go to the table, which motion prevailed by the following vote:

Ayes . . . . . 17  
Noes . . . . . 16

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Crowe, Fowler, Henry, Ketron, Kilby, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland and Williams--17.

Senators voting no were: Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Graves, Harper, Haynes, Herron, Jackson, Kurita, Kyle, Trail and Mr. Speaker Wilder--16.

Senator Burks moved to amend as follows:

**AMENDMENT NO. 7**

AMEND by deleting the amendatory language of the first resolving clause in its entirety and by substituting instead the following:

Nothing in this Constitution secures or protects a right to abortion or the funding thereof, except that government shall not interfere with or prevent a woman from obtaining an abortion when she is the victim of incest and has become pregnant as a result of such incest; when she is the victim of rape and has become pregnant as a result of such rape; or to save her life. The government shall not interfere with the decision of the family of a child rape victim to terminate that pregnancy. For the purpose of construing this section, rape and incest shall be defined as such terms are defined in the criminal laws of this state. No person shall perform a partial-birth abortion.

Senator Norris moved that Amendment No. 7 to **Senate Joint Resolution No. 127** go to the table, which motion failed by the following vote:

Ayes . . . . . 15  
Noes . . . . . 18

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Crowe, Fowler, Henry, Ketron, McNally, Miller, Norris, Person, Ramsey, Southerland and Williams--15.

Senators voting no were: Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Graves, Harper, Haynes, Herron, Jackson, Kilby, Kurita, Kyle, McLeary, Trail and Mr. Speaker Wilder--18.

Senator Kyle moved for the previous question on Amendment No. 7 to **Senate Joint Resolution No. 127**, which motion prevailed.

On motion, Amendment No. 7 was adopted by the following vote:

Ayes . . . . . 18  
Noes . . . . . 15

Senators voting aye were: Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Graves, Harper, Haynes, Herron, Jackson, Kilby, Kurita, Kyle, McLeary, Trail and Mr. Speaker Wilder--18.

Senators voting no were: Atchley, Beavers, Bryson, Burchett, Crowe, Fowler, Henry, Ketron, McNally, Miller, Norris, Person, Ramsey, Southerland and Williams--15.

Senator Kyle moved that the Senate reconsider its action in adopting Amendment No. 7 to **Senate Joint Resolution No. 127**, which motion prevailed by the following vote:

Ayes . . . . . 31  
Noes . . . . . 2

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron,



**THURSDAY, MARCH 11, 2004 -- 69TH LEGISLATIVE DAY**

Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

Senators voting no were: Crutchfield and Kurita--2.

Thereupon, Amendment No. 7 to **Senate Joint Resolution No. 127** was adopted by the following vote:

Ayes . . . . . 18  
Noes . . . . . 15

Senators voting aye were: Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Graves, Harper, Haynes, Herron, Jackson, Kilby, Kurita, Kyle, McLeary, Trail and Mr. Speaker Wilder--18.

Senators voting no were: Atchley, Beavers, Bryson, Burchett, Crowe, Fowler, Henry, Ketron, McNally, Miller, Norris, Person, Ramsey, Southerland and Williams--15.

On motion of Senator Jackson, Amendment No. 8 was withdrawn.

Senator Fowler moved that **Senate Joint Resolution No. 127**, as amended, be rereferred to Committee on Calendar, which motion prevailed.

**MR. SPEAKER WILDER RELINQUISHES CHAIR**

Mr. Speaker Wilder relinquished the Chair to Senator Haynes as Speaker pro tempore.

**Senate Bill No. 2559** -- Sunset Laws -- Interstate library compact, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 10, Chapter 6.

Senator Harper moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting Section 2 in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Title 10, Chapter 6, is amended by deleting such chapter in its entirety.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2559**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 27  
Noes . . . . . 1

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crutchfield, Dixon, Fowler, Graves, Harper, Haynes, Henry, Herron, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Williams--27.

Senator voting no was: Crowe--1.

A motion to reconsider was tabled.

Senator Ramsey moved that **Senate Bill No. 3173** be referred to the Committee on Finance, Ways and Means, which motion prevailed.

**Senate Bill No. 3273** -- Highway Signs -- "Dr. Herbert 'Booney' Vance, Jr. Memorial Bridge", State Route 381 in Washington County.

Senator Williams moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting the word "Herbert" wherever it may be found and by substituting instead the word "Hubert".

On motion, Amendment No. 1 was adopted.

Senator Williams moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by adding the following section to precede the effective date section:

SECTION \_\_\_\_\_. This act shall become operative only if the cost of the manufacture and installation of such signs is paid to the Department of Transportation from non-state funds within one (1) year of the effective date of this act. Such payment shall be made prior to any expenditure by the state for the manufacture or installation of such signs. The department shall return any unused portion of the estimated cost to the person or entity paying for such signs within thirty (30) days of the erection of such signs. If the actual cost exceeds the estimated cost, an amount equal to the difference in such costs shall be remitted to the department in non-state funds within thirty (30) days of the sponsoring person or entity receiving an itemized invoice of the actual cost from the department.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 3273**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 29  
Noes . . . . . 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Williams--29.

A motion to reconsider was tabled.

Senator Crutchfield moved that **Senate Bill No. 3401** be placed on the calendar for Monday, March 15, 2004, which motion prevailed.

**MR. SPEAKER WILDER RESUMES CHAIR**

Mr. Speaker Wilder resumed the Chair.

**Senate Bill No. 2682** -- Liens -- Reduces the time period that a garage keeper or towing firm must wait before enforcing a lien on a vehicle in its possession from 60 days to 30 days. Amends TCA Section 66-19-103.

On motion, Senate Bill No. 2682 was made to conform with **House Bill No. 2999**.

On motion, House Bill No. 2999, on same subject, was substituted for Senate Bill No. 2682.

Thereupon, **House Bill No. 2999** passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--30.

A motion to reconsider was tabled.

**Senate Bill No. 1539** -- Criminal Offenses -- Increases penalty for willful collection of usury; increases penalty for violation of collection service laws from Class C misdemeanor to Class B misdemeanor. Amends TCA Title 47, Chapter 14 and Title 62, Chapter 20, as amended.

Senator Haynes moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting subdivision (a)(4) in Section 1 of the bill as amended and by substituting instead the following:

(4) A collection service licensee bringing suit in its own name as an assignee may submit an affidavit of sworn account that has been executed under oath by the assigning party or by a person qualified to execute a sworn account pursuant to Tennessee Code Annotated, Section 24-5-107(a). A copy of the sworn account shall be filed with the court for service upon the debtor.

AND FURTHER AMEND by deleting subsection (b) in Section 1 of the bill as amended and by substituting instead the following:

(b) A collection service licensee may commence litigation for the collection of an assigned account, bill, note or other indebtedness in a court of competent jurisdiction located in any of the following counties:

(1) The county in which the debtor signed the account, bill, note or other indebtedness sued upon;

(2) In the case of consolidated accounts that all arose from the same county, the county in which all of the consolidated accounts, bills, notes or other indebtednesses arose; or

(3) The county in which the debtor resides at the commencement of the action.

AND FURTHER AMEND by deleting subdivision (d)(2) in Section 1 of the bill as amended and by substituting instead the following:

(2) If a debtor or co-debtor files a sworn denial or otherwise raises a dispute concerning any account, bill, note or other evidence of indebtedness, the court shall dismiss the account, bill, note or other evidence of indebtedness, without prejudice. The collection service licensee may bring a separate case for any such disputed account, bill, note or other evidence of indebtedness within one (1) year of dismissal; provided, however, that the disputed account, bill, note or other evidence of indebtedness cannot be consolidated with any other account, bill, note or other evidence of indebtedness.

AND FURTHER AMEND by adding the following as a new subdivision in subsection (d) in Section 1 of the bill as amended:

(.) On the face of any warrant or other pleading filed in any consolidated action, or in an attachment thereto, the collection service licensee shall state the order in which the creditor intends to apply payments received on any judgment obtained in the consolidated action. The collection service licensee shall also state that payments will be applied as stated unless the debtor instructs otherwise in writing or the court orders otherwise.

On motion, Amendment No. 2 was adopted by the following vote:

Ayes . . . . . 30  
Noes . . . . . 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--30.

Thereupon, **Senate Bill No. 1539**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 30  
Noes . . . . . 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--30.

A motion to reconsider was tabled.

**FURTHER ACTION ON SENATE BILL NO. 2559**

Senator Harper moved to lift from the table a motion to reconsider on **Senate Bill No. 2559**, as amended, which motion prevailed.

Senator Harper moved that the Senate reconsider its action in passing Senate Bill No. 2559, as amended, which motion prevailed.

Senator Harper moved that the Senate reconsider its action in adopting Amendment No. 1, which motion prevailed.

Senator Harper moved that Amendment No. 1 to Senate Bill No. 2559 be withdrawn, which motion prevailed.

On motion, Senate Bill No. 2559 was made to conform with **House Bill No. 2462**.

On motion, House Bill No. 2462, on same subject, was substituted for Senate Bill No. 2559.

Thereupon, **House Bill No. 2462** was passed on third and final consideration by the following vote:

Ayes . . . . . 28  
Noes . . . . . 1

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crutchfield, Dixon, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--28.

Senator voting no was: Crowe--1.

A motion to reconsider was tabled.

**SENATE MESSAGE CALENDAR**

**SENATE BILL ON HOUSE AMENDMENT**

**Senate Bill No. 2730** -- Real Estate Agents and Brokers -- Prohibits person from holding time-share salesperson license and acquisition agent license at same time and deems that applicants for either license who passed the examination for licensure in the 12 months prior to their application have satisfied exam requirements for application. Amends TCA Title 62, Chapter 13.

**HOUSE AMENDMENT NO. 1**

AMEND by deleting the last sentence in Section 1 of the printed bill and by substituting instead the following:

No person shall be permitted to hold, at the same time, an active time-share salesperson license and an active acquisition agent license.

AND FURTHER AMEND by inserting a new Section 3 as follows:

SECTION 3. Tennessee Code Annotated, Section 62-13-318(a)(1), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(a)(1) Upon written request accompanied by the license and the fee for change of status, any real estate firm, real estate broker, affiliate broker, time-share salesperson or acquisition agent may temporarily retire the license.

AND FURTHER AMEND by redesignating Section 3 of the printed bill as Section 4.

Senator Clabough moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 2730**, which motion prevailed by the following vote:

Ayes . . . . .	30
Noes . . . . .	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--30.

A motion to reconsider was tabled.

#### MOTION

Senator Clabough moved that the rules be suspended for the immediate consideration of **House Joint Resolution No. 971**, out of order, which motion prevailed.

#### RESOLUTION LYING OVER

**House Joint Resolution No. 971** -- Memorials, Recognition -- Woody Harrell.

On motion of Senator Clabough, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 971** was concurred in by the following vote:

Ayes . . . . .	29
Noes . . . . .	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crutchfield, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--29.

A motion to reconsider was tabled.

#### MOTION

Senator Dixon moved that the rules be suspended for the immediate consideration of **Senate Bill No. 3401**, out of order, which motion prevailed.

**CALENDAR**

**Senate Bill No. 3401** -- Unemployment Compensation -- Requires certain employers using leased employees to be jointly and severally liable along with employee leasing businesses for unemployment premiums attributable to leased employees. Amends TCA Section 50-7-404; Section 50-7-403(a) and (b) and Section 62-43-113(b)(2).

On motion of Senator Dixon, the rules were suspended for the immediate consideration of the bill.

On motion, **Senate Bill No. 3401** passed its third and final consideration by the following vote:

Ayes . . . . . 29  
Noes . . . . . 0

Senators voting aye were: Atchley, Beavers, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--29.

A motion to reconsider was tabled.

**MOTION**

Senator Haynes moved that the Proposed Schedule be amended to reflect that the Select Oversight Committee on Workers' Compensation will meet Wednesday, March 17, 2004 at 3:00 p.m., as opposed to the Ad Hoc Workers' Compensation Committee meeting at that time, which motion prevailed.

**MOTION**

Senator Crutchfield moved that the Proposed Schedule, as amended, for the week of March 15, 2004, be adopted and made the action of the Senate, which motion prevailed.

**TENNESSEE STATE SENATE  
103rd GENERAL ASSEMBLY**

**PROPOSED SCHEDULE  
FOR THE WEEK OF MARCH 15, 2004**

**MONDAY -- March 15**

5:00 p.m. Session -- Senate Chamber

**TUESDAY -- March 16**

8:30 a.m. -- 10:30 a.m.	Finance, Ways & Means Committee
10:30 a.m. -- 12:30 p.m.	State & Local Government Committee
12:30 p.m. -- 1:30 p.m.	Lunch
1:30 p.m. -- 3:30 p.m.	Commerce, Labor & Agriculture Committee
3:30 p.m. -- 5:30 p.m.	Judiciary Committee

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**WEDNESDAY – March 17**

8:30 a.m. – 9:30 a.m.	Education Committee
9:30 a.m. – 10:30 a.m.	General Welfare, Health & Human Resources
10:30 a.m. – 11:30 a.m.	Environment, Conservation & Tourism Committee
11:30 a.m. – 12:30 p.m.	Lunch
12:30 p.m. – 1:30 p.m.	Transportation Committee
1:30 p.m. – 2:30 p.m.	Government Operations Committee
	No Floor Session

**THURSDAY – March 18**

9:00 a.m.	Session – Senate Chamber
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**OTHER MEETINGS:**

Monday, March 15, 2004 –	Council on Pensions & Insurance 1:30 p.m. – Room 29 LP Government Operations Rules Review 1:30 p.m. – Room 12/14 LP
Tuesday, March 16, 2004 –	Commerce, Labor & Agriculture Pre-Meeting 7:30 a.m. – Third Floor Conference Room
Wednesday, March 17, 2004 –	Joint Ad Hoc Committee on Issues Involving Alcohol And Citizen Responsibility 1:30 p.m. – Speaker Wilder's Conference Room Select Oversight Committee on Workers' Compensation 3:00 p.m. – Room 12/14 LP

**MR. SPEAKER WILDER RELINQUISHES CHAIR**

Mr. Speaker Wilder relinquished the Chair to Senator Haynes as Speaker pro tempore.

**MOTION**

Senator Trail moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 525** on the calendar for the Committee on Judiciary for Tuesday, March 16, 2004, which motion prevailed.

**RECALL OF BILL**

On motion of Senator Fowler, **Senate Bill No. 2522** was recalled from the Committee on Transportation.

**WITHDRAWAL OF BILL**

On motion of Senator Fowler, Senate Bill No. 2522 was withdrawn from the Senate.



**RECALL OF BILL**

On motion of Mr. Speaker Wilder, **Senate Joint Resolution No. 746** was recalled from the Committee on Delayed Bills.

**REFERRAL**

Mr. Speaker Wilder moved that Senate Joint Resolution No. 746 be referred to the Committee on Education, which motion prevailed.

**MOTION**

On motion of Senator Dixon, his name was added as prime sponsor of **Senate Bill No. 1004; and House Joint Resolutions Nos. 924, 925 and 927.**

On motion of Senator Bryson, his name was added as sponsor of **Senate Bill No. 2973 and Senate Joint Resolution No. 792.**

On motion of Senator Haynes, his name was added as sponsor of **Senate Bill No. 2713; Senate Joint Resolution No. 792; and House Joint Resolutions Nos. 928, 947, 959 and 960.**

On motion of Senator Cooper, his name was added as sponsor of **House Joint Resolution No. 945.**

On motion of Senator Graves, her name was added as sponsor of **House Joint Resolutions Nos. 936, 948 and 949; and Senate Bill No. 1004.**

On motion of Senator Burchett, his name was added as sponsor of **Senate Bill No. 2088.**

On motion, all Senators' names were added as sponsors of **Senate Bill No. 127 and House Joint Resolution No. 906.**

On motion of Senator Ketron, his name was added as sponsor of **House Joint Resolutions Nos. 925, 937 and 952.**

On motion of Senator Henry, his name was added as sponsor of **House Joint Resolutions Nos. 928 and 945.**

On motion of Senator Beavers, her name was added as sponsor of **House Joint Resolutions Nos. 928, 936, 948 and 949; and Senate Joint Resolutions Nos. 783 and 784.**

**THURSDAY, MARCH 11, 2004 -- 69TH LEGISLATIVE DAY**

On motion of Senator Kurita, her name was added as sponsor of **House Joint Resolutions Nos. 931 and 932.**

On motion of Senator Norris, his name was added as sponsor of **House Joint Resolution No. 942.**

On motion of Senator Trail, his name was added as sponsor of **House Joint Resolution No. 928.**

On motion of Senator Crowe, his name was added as sponsor of **House Joint Resolutions Nos. 928, 929, 933, 934 and 935.**

On motion of Senator Atchley, his name was added as sponsor of **House Joint Resolution No. 946.**

On motion of Senator Ramsey, his name was added as sponsor of **House Joint Resolution No. 929.**

On motion of Senator Burks, her name was added as sponsor of **House Joint Resolution No. 951.**

On motion of Senator Harper, her name was added as sponsor of **House Joint Resolutions Nos. 924 and 928.**

On motion of Senator Kilby, his name was added as sponsor of **Senate Bill No. 3173.**

**ENGROSSED BILLS**

March 11, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 127, 1539, 2469, 2845, 2986, 3152, 3273, 3378, 3389 and 3401; and Senate Joint Resolutions Nos. 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 794, 795, 796, 799, 803, 804 and 805; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**MESSAGE FROM THE HOUSE**

March 11, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2187, 2195, 2196, 2197, 2573, 2584, 2839, 3062, 3192, 3356 and 3555; passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

March 11, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 858, 954, 961, 962, 963, 964 and 965; adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

March 11, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 971, adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

March 11, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2316, substituted for House Bill on same subject and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

March 11, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 2488 and 2603, substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

March 11, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 801, concurred in by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**ENROLLED BILLS**

March 11, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolution No. 801, and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**MESSAGE FROM THE HOUSE**

March 9, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 2402, for the signature of the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

March 11, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 906, 924, 925, 927, 928, 929, 931, 932, 933, 934, 935, 936, 937, 938, 942, 943, 945, 946, 947, 948, 949, 950, 951, 952, 959, 960 and 971; for the signature of the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**SIGNED**

March 10, 2004

The Speaker announced that he had signed the following: House Bill No. 2402.

**SIGNED**

March 11, 2004

The Speaker announced that he had signed the following: Senate Joint Resolution No. 801.

**SIGNED**

March 11, 2004

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 906, 924, 925, 927, 928, 929, 931, 932, 933, 934, 935, 936, 937, 938, 942, 943, 945, 946, 947, 948, 949, 950, 951, 952, 959, 960 and 971.

**MESSAGE FROM THE HOUSE**

March 10, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 216, 1905, 2322, 2475, 2481, 2563, 2792 and 2852; signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

March 11, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 801, signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**THURSDAY, MARCH 11, 2004 -- 69TH LEGISLATIVE DAY**

**REPORT OF CHIEF ENGROSSING CLERK**

March 10, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 216, 1905, 2322, 2475, 2481, 2563, 2792 and 2852; for his action.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

March 11, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolution No. 801, for his action.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

March 9, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 422, 2397, 2401, 2402, 2404, 2430, 2476 and 2489; and Senate Joint Resolutions Nos. 765, 767, 768, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781 and 793; with his approval.

ROBERT E. COOPER, JR.,  
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR #1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 15, 2004: Senate Joint Resolutions Nos. 806, 807, 808, 809, 810, 811, 812, 813, 814 and 815.

This the 11th day of March, 2004.  
CROWE, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR #2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 15, 2004: Senate Bills Nos. 2321, 2407, 2890, 3029, 3218, 3361, 3384 and 3414.

This the 11th day of March, 2004.  
CROWE, Chairperson.

**THURSDAY, MARCH 11, 2004 -- 69TH LEGISLATIVE DAY**

**REPORT OF COMMITTEE ON CALENDAR  
LOCAL BILL  
CONSENT CALENDAR**

Pursuant to Rule 26, the following bills have been set on the Consent Calendar for Monday, March 15, 2004: Senate Bills Nos. 3462 and 3470.

**REPORT OF COMMITTEE ON CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 15, 2004: Senate Bills Nos. 3212, 1671, 2220, 2228, 2512, 2748, 2806, 2869, 2969, 2981, 3139, 3219 and 3233.

This the 11th day of March, 2004.  
CROWE, Chairperson.

**ADJOURNMENT**

Senator Crutchfield moved the Senate adjourn until 5:00 p.m., Monday, March 15, 2004, which motion prevailed.